

# State of South Dakota

EIGHTY-FOURTH SESSION  
LEGISLATIVE ASSEMBLY, 2009

868Q0732

## HOUSE BILL NO. 1247

Introduced by: Representatives Feinstein, Blake, Elliott, Engels, Frerichs, Gibson, Hunhoff (Bernie), Killer, Kirkeby, Kirschman, Lange, Lederman, Lucas, Nygaard, Schrempp, Solberg, Sorenson, and Thompson and Senators Ahlers, Hanson (Gary), Heidepriem, Kloucek, Merchant, Peterson, and Turbak Berry

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to the transfer of  
2 appropriations.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 4-8A-8 be amended to read as follows:

5 4-8A-8. Amounts appropriated to personal services may not be transferred pursuant to this  
6 section unless necessary to an executive reorganization under S.D. Const., Art. IV, § 8. Moneys  
7 appropriated on a program basis by the General Appropriation Act may be transferred between  
8 program accounts within or between programs within departments and bureaus or between  
9 departments and bureaus to reflect a reorganization pursuant to Article IV, section 8 of the  
10 South Dakota Constitution only at the written request of a governing body, department secretary,  
11 or bureau commissioner, or designee, in accordance with procedures established by the Bureau  
12 of Finance and Management and only upon written approval of the Bureau of Finance and  
13 Management. Transfer of moneys appropriated by the General Appropriations Act between  
14 departments, institutions, and bureaus that is not necessary for a reorganization pursuant to



1 Article IV, section 8 of the South Dakota Constitution may only occur at the written request of  
2 a governing body, department secretary, or bureau commissioner, or designee, only in  
3 accordance with procedures established by the Bureau of Finance and Management and only  
4 upon approval by the special committee created in this chapter. The Bureau of Finance and  
5 Management shall keep a record of all such authorizations of transfers and make them available  
6 for public inspection. The bureau shall also submit an informational report detailing all transfers  
7 approved to the special legislative committee established in § 4-8A-2.